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PATENT

ATTORNEY DOCKET NO.: 041514-5256

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Masatoshi ADACHI)
)
Application No.: 10/098,619) Group Art Unit: 2651
)
Filed: March 18, 2002) Examiner: Unassigned

For: **RECORDING APPARATUS FOR OPTICAL RECORDING MEDIUM**

Commissioner of Patents
BOX MISSING PARTS
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

1. This replies to the Notice to File Missing Parts of Nonprovisional Application mailed May 2, 2002.

A copy of the Notice To File Missing Parts Of Nonprovisional Application is enclosed.

2. Declaration Or Oath

- ☒ No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney.
- ☐ The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.
- ☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

- ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

Also enclosed is the Verification of Translation Document.

4. Small Entity Status

- ☐ Small entity status under 37 C.F.R. § 1.27 is asserted for the present application.

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5. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

| Total months requested | Fee for extension | [fee for Small Entity] |
|---------------------------------------|-------------------|------------------------|
| <input type="checkbox"/> one month | \$ 110.00 | \$ 55.00 |
| <input type="checkbox"/> two months | \$ 400.00 | \$200.00 |
| <input type="checkbox"/> three months | \$ 920.00 | \$460.00 |
| <input type="checkbox"/> four months | \$1,440.00 | \$720.00 |
| <input type="checkbox"/> five months | \$1,960.00 | \$980.00 |

Extension of time fee due with this request: \$

If an additional extension of time is required, please consider this a Petition therefor.

- ☒ Applicant believes that no extension of time is required. However, in the event applicant has inadvertently overlooked the need for a petition and fee for extension of time, applicant hereby petitions for such an extension and requests that any fee therefor be charged to our Deposit Account No. 50-0310.

6. Assignment

- ☒ An assignment of the invention to Pioneer Corporation and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

7. Fee Calculation

| | | | | Fee Code | |
|--|--------------|--------------|---------------------------------|----------|---------|
| Basic Fee | | | \$740.00 | 101/201 | |
| | Number Filed | Number Extra | at a Rate of (Lg./Sm.Entity) | | |
| Total Claims | 14- 20 = | | \$18/\$9 each= | \$ | 103/203 |
| Independent Claims | 3 - 3 = | | \$84/\$42 each= | \$ | 101/202 |
| Multiple dependent claim(s), if any | | | \$280/\$140 | \$ | 104/204 |
| SUB-TOTAL = | | | \$740.00 | | |
| Late Filing Surcharge Fee (37 C.F.R. § 1.16(e)) | | | \$130/\$65 | \$130.00 | 105/205 |
| Extension Fee (37 C.F.R. § 1.17(a)(1)-(5)) | | | \$110/\$55 (1 Month) | | 115/215 |
| | | | \$400/\$200 (2 Months) | | 116/216 |
| | | | \$920/\$460 (3 Months) | | 117/217 |
| | | | \$1440/\$720 (4 Months) | | 118/218 |
| | | | \$1960/\$980 (5 Months) | | 128/228 |
| SUB-TOTAL = | | | \$870.00 | | |
| Fee For Application Filed With A Non-English Specification (37 C.F.R. § 1.17(i) and § 1.52(d)) | | | \$130.00 | \$ | 139 |
| Assignment Recordation Fee | | | \$ 40.00 | \$40.00 | 581 |
| TOTAL FILING FEE = | | | \$910.00 | | |

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8. Fee Payment

- ☒ Please charge Deposit Account No. 50-0310 in the amount of \$910.00 representing the total fee due.
- ☐ The Commissioner is hereby authorized to charge the total fee due to Deposit Account 50-0310.
- ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

9. Additional papers enclosed.

- ☐ Preliminary Amendment
- ☒ Submission of Formal Drawings - 8 sheets of drawings containing 8 figures
- ☒ Claim for Priority
- ☒ Certified copy of priority document: Japanese Patent Application Nos. 2001-077723 filed March 19, 2001, 2002-020087 filed January 29, 2002 and 2002-066882 filed March 12, 2002
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, ___ references as listed
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☒ Other: Request for Approval of Drawing Changes

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

John G. Smith
Reg. No. 38,818

Date: June 24, 2002

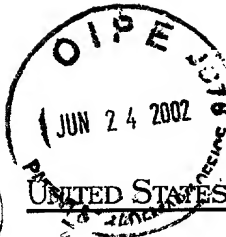
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WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/098,619 | 03/18/2002 | Masatoshi Adachi | 041514-5256 |

CONFIRMATION NO. 3688

009629

MORGAN LEWIS & BOCKIUS LLP
1111 PENNSYLVANIA AVENUE NW
WASHINGTON, DC 20004

FORMALITIES LETTER



OC000000008012069

Date Mailed: 05/02/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/27/2002 BABRAHA1 00000086 500310 10098619

01 FC:101 740.00 CH
02 FC:105 130.00 CH

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid

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further processing delays.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$870** for a Large Entity

- **\$740** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

*A copy of this notice **MUST** be returned with the reply.*

Tran Chau
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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